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04/13/2021

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91216503
Party	Plaintiff Sturgis Motorcycle Rally, Inc.
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Submission	Response to Board Order/Inquiry
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Signature	/Jason M. Sneed/
Date	04/13/2021
Attachments	2021-04-13 Response to Board Order - DeJoria.pdf(109521 bytes )

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

STURGIS MOTORCYCLE RALLY, INC.	)
Opposer	) Opposition No. 91216503
v.	)
JOHN PAUL DEJORIA,	)
Applicant.	)
	,

#### **RESPONSE TO BOARD ORDER**

Opposer Sturgis Motorcycle Rally, Inc. submits its response to the Board's Order of March 15, 2021. Opposer states that a final judgment has been entered in the civil action for which the Board suspended this proceeding, Sturgis Motorcycle Rally, Inc. v. Rushmore Photo & Gifts, Inc., et al. (5:11-cv-05052-JLV). However, the judgment is subject to appeal until April 28, 2021, such that the proceeding has not yet reached finality.

In view of the foregoing, Opposer respectfully requests that the present opposition remain suspended pending the resolution of the civil action.

Respectfully submitted,

/Jason M. Sneed/ Dated: April 13, 2021

Jason M. Sneed, Esq.

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JSneed@SneedLegal.com

Attorney for Opposer, Sturgis Motorcycle Rally, Inc.

### **CERTIFICATE OF FILING**

I hereby certify that on April 13, 2021, I filed the foregoing *Response to Board Order* with the Trademark Trial and Appeal Board via electronic means, through the ESTTA system.

Dated: April 13, 2021 /Jason M. Sneed/

Jason M. Sneed
An Attorney for Opposer

#### **CERTIFICATE OF SERVICE**

The undersigned counsel of record hereby certifies that a copy of the foregoing *Response to Board Order* was sent by email to the following correspondent of record:

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Attorney for Applicant John Paul DeJoria

Dated: April 13, 2021 /Jason M. Sneed/

Jason M. Sneed

An Attorney for Opposer